REGULAR CITY COUNCIL MEETING OF THE CITY OF REDMOND WAS HELD MARCH 23, 2021, VIA GOTOMEETING.

COUNCIL MEMBERS PRESENT: **Krisanna Clark-Endicott – George Endicott – Clifford Evelyn – Ed Fitch – Jay Patrick – Shannon Wedding**

COUNCIL MEMBERS EXCUSED: **Jon Bullock**

MEDIA PRESENT: **None**

Mayor Endicott called the meeting to order at 6:00 p.m. A quorum was established.

BLESSING

There was no blessing given.

PLEDGE OF ALLEGIANCE

Councilor Evelyn led the Pledge of Allegiance.

COMMENTS FROM CITIZENS AT THE MEETING

Richard Clough and Scott Stuart spoke in support of Councilor Clark-Endicott's comments regarding transgender girls in sports.

Jon Riggs spoke regarding houselessness and the need for garbage service then requested a fee waiver. Mr. Riggs also spoke in opposition of Councilor Clark-Endicott's comments on transgender girls in sports.

CONSENT AGENDA

A. Minutes of January 26, 2021
B. 2021 Surface Transportation Block Grant, Master Grant Fund Exchange Agreement No 34781 (TR2103)
C. Art Donation Acceptance: "Nest" by artist Skye Kimel

Councilor Clark-Endicott moved, seconded by Councilor Patrick, to approve the Consent Agenda, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-no, Fitch-no, Patrick-yes, Wedding-yes)

PROCLAMATIONS

A. Arbor Week

Councilor Patrick moved, seconded by Councilor Clark-Endicott, to approve the proclamation designating Arbor Week, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

City Manager Keith Witcosky read the proclamation.

PRESENTATIONS

A. Quartz Park Update

Parks and Facilities Division Manager Annie McVay and Parks Committee members Richard Lance and Bill Braly explained the history behind the proposed Quartz Park project and provided the Council with updated cost information and design configuration. Design elements of the 7.9-acre park include a parking lot, restroom, play structures, paved pathways, bike skills area, irrigation and landscaping, open lawn area, and game area. Additional discussion centered around an enhanced crosswalk. The Council expressed their support with having the Parks Committee consider the safety aspects of the crosswalk and work with staff to design reasonable protections for people crossing.

BID AWARDS/BID REJECTIONS

A. 2021 Overlay Project Bid Award to Tri-County Paving, LLC: $342,390.00

Streets Operations Manager Brad Haynes requested approval of a bid award with Tri-County Paving, LLC in the amount of $342,390.00 for the 2021 Street Overlay project. The City received three proposals in response to a formal Invitation to Bid. Tri-County Paving, LLC was deemed the lowest responsible bidder, with a bid near the City's estimate of $320,000.00.

Councilor Fitch moved, seconded by Councilor Wedding, to award the 2021 Overlay Project to Tri-County Paving, LLC in the amount of $342,390.00 and authorize the City Manager to execute the contract, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

B 2021 Type III Slurry Seal Project Bid Award to Doolittle Construction (TR2103): $400,000

Mr. Haynes requested approval of a bid award with Doolittle Construction in a not to exceed amount of $400,000.00 for the 2021 Type III Slurry Seal project. The City received two proposals in response to a formal Invitation to Bid. Doolittle Construction was the lowest responsible bidder at $323,170.00; the City's estimate was $400,000.00. Staff requested an award of not to exceed $400,000.00 to allow for the addition of scope based on the unit prices included in the bid.

Councilor Clark-Endicott moved, seconded by Councilor Evelyn, to award the 2021 Type III Slurry Seal Project to Doolittle Construction in the not to exceed amount of $400,000.00 and authorize the City Manager to execute the contract, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

C. 2021 Liquid Roads Project Bid Award to TopLoc Asphalt Maintenance, LLC, DBA: Central Oregon Asphalt Sealing: $99,890.00

Mr. Haynes requested approval of a bid award with TopLoc Asphalt Maintenance, LLC dba Central Oregon Asphalt Sealing in the amount of $99,890.00 for the 2021 Liquid Roads project. The City received three proposals with Central Oregon Asphalt Sealing being the lowest responsible bidder; the City's estimate was $119,300.00.

Councilor Fitch moved, seconded by Councilor Clark-Endicott, to award the 2021 Liquid Roads project to TopLoc Asphalt Maintenance, LLC dba Central Oregon Asphalt Sealing in the amount of $99,890.00 and authorize the City Manager to execute the contract, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

PUBLIC HEARING

A. Ord. #2021-01 - An ordinance concerning the vacation of SW Salmon Avenue from SW 6th Street to SW 1st Street.

Mayor Endicott opened the public hearing.

City Engineer Mike Caccavano requested a continuance of the public hearing for Ord. #2021-01 which vacates a portion of right-of-way (ROW) on SW Salmon Avenue between SW 6th Street and SW 1st Street. The vacation, which Council initiated on February 16, 2021, would return 30 feet of ROW on the north side of Salmon Avenue to the properties that originally dedicated it to the City. Because the adopted Transportation System Plan identifies a new connection between SW Salmon Avenue and Highway 97 at Quartz Avenue, the ROW is no longer needed. The City obtained consents from all property owners immediately adjacent to the ROW. Utility providers were also contacted with no objections received. The City received a letter on Saturday from NeighborImpact Executive Director Scott

Cooper concerning access for their food bank from the east portion of the ROW. Mr. Caccavano has not been able to communicate further with Mr. Cooper and thus is recommending a continuance of the public hearing. Councilor Fitch commented there is no existing policy on vacations and that requests for vacations need to come to Council first. He pointed out that since there is undeveloped land in that area, there is no way to know at this time whether that right of way will be needed for future development. Councilor Fitch said that having this right of way could potentially take some pressure off future collector streets. Mr. Caccavano responded that Oregon Revised Statutes clearly spell out the vacation process and that includes City Council's consideration as the first step in the process.

Mr. Caccavano further clarified the Council's role in the vacation process at the request of Councilor Evelyn. Councilor Fitch reiterated his concern about where in the process Council is asked for feedback adding that the process would be better if the request was brought to Council for consideration before staff performs any work. Councilor Patrick concurred with the process proposed by Councilor Fitch. Councilor Wedding also concurred with Councilor Fitch, noting that a careful study needs to be done before a preliminary commitment is made to a vacation request. Mayor Endicott agreed that Council be engaged early in the consideration of vacation requests. He requested Mr. Witcosky and Mr. Caccavano to work on a procedure/process toward that end.

Mayor Endicott continued the public hearing, stating that it is open for written or oral input.

B. Ord. #2021-02 - An ordinance approving a Master Development Plan, Tentative Subdivision, and an amendment to the 2040 Greater Redmond Area Comprehensive Plan and Zone Map. (Kinton Estates)

Mayor Endicott opened the public hearing.

Senior Planner Kyle Roberts requested approval of Ord. #2021-02 which approves a Master Development plan, 64-lot tentative subdivision, and Comprehensive Plan and Zone Map amendment to rezone property from R-2 (Limited Residential) to R-3 (Limited Residential), and R-4 (General Residential). The 16.25-acre parcel, located at 4860 SW Badger Avenue, is northwest of Ridgeview High School and part of the Southwest Area Plan. The proposed neighborhood would consist of 44 lots zoned R-3, 20 lots zoned R-4, a 1.22-acre park, and a multi-use trail. Lot sizes range from 7,500-8,445 square feet in the R-3 zone and 6,000-8,138 square feet in the R-4 zone. Mr. Roberts explained the review criteria for the Master Development Plan, the applicable Great Neighborhood Principles, and the notable conditions of approval. The Urban Area Planning Commission (UAPC) received public testimony at its public hearing that centered around types of housing and physical access to the development. Staff and the applicant addressed the comments. Mr. Roberts indicated that additional public comments were received prior to the Council meeting. The comments expressed concern with how transportation impacts were reviewed for the development. As part of the application process, a traffic impact analysis (TIA) was required. Mr. Caccavano reviewed the TIA and deemed it adequate. Comments received regarding water runoff will be addressed when engineering plans are reviewed.

Mr. Roberts reviewed notable conditions of approval and addressed questions regarding the topography of that tract and the alignment of SW 47th Street. Staff recommends that the Council accept the UAPC's recommendations with the language modification for Condition of Approval #6 to read: SW Badger Avenue will need to be a minor collector street with limited access; any access points will need to be approved by the City Engineer.

Applicant's representative Steve Miller addressed the public comments received regarding the TIA noting that because of the reconfiguration of the neighborhood due to Badger Avenue, the proposal is for a 64-lot subdivision versus 65 lots so the TIA is accurate. Mr. Miller addressed questions on the canal trail noting that while it was originally approved for the east of the canal, it will actually need to cross the canal at Badger Avenue and from there, continue northward on the west side of the canal. The planned linear park will also have walking trails and will be on the west side of the canal.

Mr. Miller spoke to the barricading of Badger Avenue which has been proposed, requesting that they be allowed to use that access point for heavy construction equipment before it is barricaded. This will prevent damage to other newly constructed streets located nearby. He requested an amendment to that condition, and it was determined that this is not a condition. Mr. Caccavano voiced support for the use of that portion of Badger Avenue for heavy construction traffic.

Mr. Miller reported that Pahlisch Homes will be purchasing the project and they plan to only have one phase, despite the original proposal of five phases. He explained the rationale for the zoning requests and noted that the larger lots are in the northern part of the proposed development with increasing housing density moving southward. The three canal crossings that are needed for this development are costly and that having lower density housing helps to offset that expense.

Pahlisch Homes' Land Use Attorney Mike Robinson spoke in favor of the proposal, including the amendment to Condition #6, and requested that it be approved.

There being no further testimony, Mayor Endicott closed the public hearing.

Councilor Clark-Endicott moved, seconded by Councilor Fitch, to have a first and second reading of Ord. #2021-02 by title only with modification to Condition #6 as proposed and agreed by staff, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

City Attorney Keith Leitz read the first and second reading of Ord. #2021-02 by title only.

Councilor Clark-Endicott moved, seconded by Councilor, to approve Ord. #2021-02 with modification to Condition #6 as proposed and agreed by staff, motion passed. (ROLL CALL: Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

ACTION ITEMS

A. Res. #2021-04 - A resolution declaring certain territory as being annexed to and incorporated within the City of Redmond.

Planning Manager Deborah McMahon requested approval of Res. #2021-04 which annexes property into the City. The Annexation Agreement was approved by Council in June 2020. The property, owned by Ed Bartholemy and located at 4860 SW Badger Avenue, was considered tonight for land use action through Ord. #2021-02.

Councilor Fitch moved, seconded by Councilor Patrick, to adopt Res. #2021-04 a resolution declaring certain territory as being annexed to and incorporated within the City of Redmond, motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

B. Annexation Agreements with Nicko Properties, LLC (Tax Lot 141333C000300), Arron Curtis (Tax Lot 151330BC00900), Arch Holding Company, LLC (Tax Lot 151330BC00700), and Michael Malone (Tax Lot 1513290001200)

Planning Manager Deborah McMahon requested approval of annexation agreements for the following properties located outside of the city limits:

1. Tax Lot 141333C000300 - This 19.23-acre parcel is owned by Nicko Properties and is located near Pershall Way and NW 19th Street. It is proposed for residential development pursuant to the Northwest Area Plan and the R-4 Medium Density Zone.
2. Tax Lot 151330BC00900 - This 9.81-acre parcel is owned by Arron Curtis and is located east of Helmholtz Way new SW Badger Avenue. It is proposed for residential development pursuant to the R-1 Low Density Zone.

3. Tax Lot 151330BC00700 - This 9.47-acre parcel is owned by Arch Holding Company and is located east of Helmholtz Way near SW Badger Avenue. It is proposed for residential development pursuant to the R-1 Low Density Zone.
4. Tax Lot 1513290001200 - This 4.11-acre parcel is owned by Michael Malone and is located east of Highway 97 and west of Juniper Golf Course. It is proposed for industrial development pursuant to the M-1 Light Industrial Zone.

Ms. McMahon addressed a question about the zoning for request #4 and water rights for all of the requests, explaining it is a mixed zone at this time. Councilor Patrick stated that he is pleased to see the property annexations as he believes that making more property available is the only way the City will be able to achieve its goal to provide affordable housing for residents.

Councilor Clark-Endicott moved, seconded by Councilor Patrick, to authorize the City Manager to sign the annexation agreements with Nicko Properties, LLC (Tax Lot 141333C000300), Arron Curtis (Tax Lot 151330BC00900), Arch Holding Company, LLC (Tax Lot 151330BC00700), and Michael Malone (Tax Lot 1513290001200), motion passed. (Bullock-absent, Clark-Endicott-yes, Endicott-yes, Evelyn-yes, Fitch-yes, Patrick-yes, Wedding-yes)

MAYOR'S COMMENTS
Mayor Endicott will testify before the Joint Ways and Means Committee on behalf of the Oregon National Guard for support for emergency preparedness. He said he will also speak on the Oregon Military Department's acquisition of property to build a new armory in Redmond.

The League of Oregon Cities (LOC) will be contacting each Councilor this week leading up to the training on March 30, 2021.

Mayor Endicott stated that the House of Representatives is considering the decriminalization of marijuana. He said that he has asked staff to research the time, place, and manner for the placement and operation of marijuana outlets in Redmond and that staff will prepare a proposal or ordinance for Council consideration.

Mayor Endicott said that we are following the guidance of Professor Erika McCalpine regarding a way forward in addressing Diversity, Equity, and Inclusion (DEI).

Mayor Endicott expressed his concern about introducing actionable items to staff outside of process whereby staff can review and determine applicability and workload required for any proposals. He alluded to the staff and Parks Committee addressing Councilor Fitch's item on the Quartz Park project.

He reported Oregon Department of Transportation (ODOT) staff will be attending a meeting in May or June to discuss South Highway 97, the Quarry interchange, and the feasibility of re-route Phase 2. The Mayor requested tabling discussion of these topics until the joint meeting can be held with ODOT.

Mayor Endicott said that the Golf Committee is still considering proposed enhancements to the golf course, and he proposed waiting until that committee has a plan on how to move forward before Council interjects.

He reminded Councilors that they should contact him to add something to the agenda and that a Council vote is only needed if he refuses to add something to the agenda. Mayor Endicott addressed Councilor Fitch's statement that Council had reached consensus on agreeing to vote on actual items. He (the Mayor) had reviewed the videos of previous meetings, and he could not find any such agreement.

Mayor Endicott reminded Council members of the budget process and the work of staff in late December and early January to develop a preliminary budget which is then followed by Council's approval of goals and objectives. The next step in the process is for staff work to integrate those goals and objectives into the budget in preparation for Budget Committee meetings in April. He cautioned that adding goals at this time could very much affect the budget process.

COUNCIL COMMENTS
A. Council Evelyn's Written Comments
B. Councilor Fitch's Written Comments

Councilor Clark-Endicott stated that she also wants to thank Ms. McCalpine for the recent DEI workshop she conducted, adding that it was excellent, and she appreciates her input, insight, and expertise. Councilor Clark-Endicott referred to Ms. McCalpine's comments about inclusive climates and the desire to create an inclusive climate in Council, elaborating on principles that are indicative of inclusivity. Councilor Clark-Endicott reported on the Oregon economic forecast provided at the recent Economic Development for Central Oregon meeting. Oregon has a strong economic future and the expectation is that recovery from the pandemic will occur by September 2021. Councilor Clark-Endicott shared that businesses reported on how they survived the pandemic and gave an example of one candle business that switching to producing hand sanitizer, more in demand than candles over the past year. She reported on discussion about businesses having difficulty finding employees and the fact that people no longer are required to actively look for work to receive unemployment benefits. Councilor Clark-Endicott attended the recent Central Oregon Area Commission on Transportation meeting and that ODOT has released their strategic action plan.

Councilor Evelyn addressed feedback received from citizens regarding the use of acronyms during meetings and not knowing what they mean. He elaborated that staff presentations need to be presented in language that is easy to understand so citizens can follow what is being said and know what is being done with their tax money. Councilor Evelyn referred to the letter he submitted that encouraged Council to work together.

Councilor Fitch addressed his prior motions and feels the issues are being addressed. Councilor Fitch provided an update on Phase 2 of the Highway 97 reroute and believes there is a viable alternative to focus on with ODOT. He addressed Council goals and stated that his recollection is that goals were never finalized in January. He said that, based on the goals approved on the Consent Agenda, homelessness, marijuana dispensaries, and DEI are not on the list. Councilor Fitch said he hopes the Council can discuss these and other issues openly in order to build trust for working together.

Councilor Wedding stated that she is glad Council and ODOT are having a joint meeting to discuss Highway 97 South in anticipation of future needs. She spoke to the issue of street vacations and the need for Council to be involved early in the process. Councilor Wedding voiced support for being proactive regarding the issue of marijuana dispensaries. She addressed the tenor of recent Council meetings, including the dissension and attacks, and encouraged the "upbeat attitude" she experienced tonight from Council to continue.

Councilor Patrick concurred with Mayor Endicott's direction to contact the Mayor regarding the addition of agenda items, and voiced support of using this procedure rather than creating a new one. Councilor Patrick concurred that he wants Council to be proactive rather than reactive regarding the issue of marijuana dispensaries. Councilor Patrick advocated Council members to stop the attacks on other Council members and urged a respectful, positive approach. He addressed differences of opinion from a broader cultural perspective.

CITY MANAGER COMMENTS
City Manager Keith Witcosky reported that there are numerous openings for volunteers on Committees and Commissions and urged Council members to have people they know apply if interested. LOC General Counsel Patty Mulvihill has talked with several Council members to gather information and that next week the items the Council wants to focus on will be "put on the table" for everyone to see and discuss how they can move toward being the Council they want to be. Mr. Witcosky announced that Ms. McCalpine will return on June 15 to further the discussion on DEI. She also will be contacting each Councilor. Mr. Witcosky discussed the managing of ideas, policy work sessions, and projects with the goal of identifying the issue, the purpose, and the success criteria. Mr. Witcosky said that staff will work on an issue, present to Council, and take feedback from Councilors on how to proceed.

ADDITIONAL COMMENTS FROM CITIZENS AT THE MEETING

Sidney Anderson spoke to the Constitution and voiced support for Councilor Clark-Endicott's right to state her opinion on transgender girls in sports.

There being no further business, the meeting was adjourned at 8:51 p.m.

Prepared by Kelly Morse, City Recorder

APPROVED by the City Council and SIGNED by the Mayor this 14th day of July 2021.

/s/ George Endicott
George Endicott, Mayor

ATTEST:

/s/ Kelly Morse
Kelly Morse, City Recorder